

1 LAURENCE F. PULGRAM (CSB No. 115163)  
[lpulgram@fenwick.com](mailto:lpulgram@fenwick.com)

2 LIWEN A. MAH (CSB No. 239033)  
[lmah@fenwick.com](mailto:lmah@fenwick.com)

3 FENWICK & WEST LLP  
555 California Street, 12th Floor  
4 San Francisco, CA 94104  
Telephone: (415) 875-2300  
5 Facsimile: (415) 281-1350

6 PATRICK E. PREMO (CSB NO. 184915)  
[ppremo@fenwick.com](mailto:ppremo@fenwick.com)

7 DENNIS FAIGAL (CSB NO. 252829)  
[dfaigal@fenwick.com](mailto:dfaigal@fenwick.com)

8 FENWICK & WEST LLP  
Silicon Valley Center  
9 801 California Street  
Mountain View, CA 94041  
10 Telephone: (650) 988-8500  
Facsimile: (650) 938-5200

11 Attorneys for Plaintiff  
12 SUCCESSFACTORS, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 OAKLAND DIVISION  
16

17 SUCCESSFACTORS, INC., a Delaware  
18 corporation,

19 Plaintiff,

20 v.

21 SOFTSCAPE, INC., a Delaware  
22 corporation; and DOES 1-10, inclusive,

23 Defendants.  
24  
25  
26  
27  
28

Case No. CV 08 1376 CW

**STIPULATION AND [PROPOSED] ORDER  
FOR BRIEFING SCHEDULE FOR PLAINTIFF'S  
MOTION FOR PROTECTIVE ORDER AS TO  
THIRD PARTY SUBPOENAS ISSUED BY  
DEFENDANT SOFTSCAPE, INC.**

1 WHEREAS, Defendant Softscape, Inc. has issued third party subpoenas to four non-party  
2 witnesses with compliance dates now ranging from May 12 through May 23, 2008;

3 WHEREAS, according to the Court's calendar, it will not be in session from May 15  
4 through June 6, 2008;

5 WHEREAS, pursuant to Local Rule 6-2, Plaintiff has prepared a Declaration of Patrick  
6 Premo ("Premo Decl."), which Plaintiff contends sets forth particular reasons for shortening time,  
7 discloses previous time modifications; and

8 IT IS THEREFORE STIPULATED AND AGREED by the Parties, by and through their  
9 respective counsel of record, subject to the Court's approval, that, in order to allow for  
10 determination of Defendant's Proposed Motion For A Protective Order prior to the return date of  
11 the subpoenas:

12 1. SuccessFactors' Motion for a Protective Order as to Third Party Subpoenas Issued  
13 by Defendant Softscape, Inc. will be filed and served by 3:30 P.M. Pacific Daylight Savings Time  
14 on Tuesday, April 29, 2008.

15 2. Softscape's opposition, if any, will be filed and served by 3:30 P.M. Pacific Daylight  
16 Savings Time on Friday, May 2, 2008.

17 3. SuccessFactors' reply, if any, will be filed and served on or before Monday,  
18 May 5, 2008.

19 4. SuccessFactors' Motion for Protective Order shall be heard at 2:00 P.M. on May 8,  
20 2008.

21  
22 **ATTESTATION**

23 I, Patrick E. Premo, attest that concurrence in the filing of this document and proposed  
24 order shortening time has been obtained from Jessica L. Grant, counsel for Defendant Softscape,  
25 Inc.

26 ///

27 ///

1 I declare under penalty of perjury that the foregoing is true and correct. Executed this  
2 29th day of April, 2008 in Mountain View, California.

3  
4  
5 Dated: April 29, 2008

FENWICK & WEST LLP

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7  
8 By: /s/ *Patrick E. Premo*  
9 Patrick E. Premo  
Attorneys for Plaintiff SUCCESSFACTORS, INC.

10 Dated: April 29, 2008

TAYLOR & COMPANY LAW OFFICES, LLP

11  
12  
13 By: /s/ *Jessica L. Grant*  
14 Jessica L. Grant  
Attorneys for Defendant SOFTSCAPE, INC.

15  
16 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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18  
19 Dated: April \_\_\_, 2008

20 The Honorable Claudia Wilken  
United States District Court Judge

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